

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MICHAEL GUTEMA,

Plaintiff,

v.

COMMUNICATIONS TEST DESIGN,
INC., d/b/a CTDI,

Defendant.

CIVIL ACTION
NO. 18-04785

ORDER

AND NOW, this 2nd day of May, 2019, after consideration of Defendant's Motion to Dismiss, (ECF No. 9), Plaintiff's Response, (ECF No. 10), and Defendant's Reply, (ECF No. 11), it is hereby **ORDERED** that the Motion is **GRANTED without prejudice**. Plaintiff must file a Second Amended Complaint on or before **Thursday, May 16, 2019**, or his race discrimination claims under Title VII, the PHRA and 42 U.S.C. § 1981 will be dismissed with prejudice.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.